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Health and Welfare Trust and Defendant Wilson-  
McShane Corporation*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

GLEN LERNER INJURY ATTORNEYS, a  
Nevada Corporation,  
  
Plaintiff,  
  
v.

CASE NO. 2:13-cv-00896-APG-GWF

**ORDER GRANTING WILSON-  
MC SHANE CORPORATION'S  
MOTION FOR EXTENSION OF TIME  
FOR SERVICE OF PROCESS AND  
FOR SERVICE BY PUBLICATION**

LAKE MEAD EMERGENCY PHYSICIANS,  
LLC, a Nevada Limited Liability Company;  
CMRE FINANCIAL SERVICES, INC., a  
California Corporation; NORTH VISTA  
HOSPITAL, INC., a Delaware Corporation;  
ORSOSITO, LIMITED LIABILITY COMPANY,  
a Nevada Limited Liability Company d/b/a  
COMPLETE CARE MEDICAL CENTER;  
JAGET, LTD., a Nevada Corporation d/b/a  
SPINAL REHABILITATION CENTERS; CHW  
NEVADA IMAGING COMPANY, LLC, a  
Nevada Limited Liability Company d/b/a  
NEVADA IMAGING CENTERS;  
HEALTHCARE SYSTEMS, INC., a Washington  
Corporation d/b/a HSI; AGATA-VENGER  
PARTNERSHIP, LLP, a Nevada Limited  
Liability Partnership d/b/a WESTERN  
REGIONAL CENTER FOR BRAIN AND SPINE  
SURGERY; CLARK COUNTY COLLECTION  
SERVICE, LLC, a Nevada Limited Liability  
Company; SUNRISE MOUNTAINVIEW

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1 HOSPITAL, INC., a Nevada Corporation; WEST  
 2 VALLEY IMAGING LIMITED PARTNERSHIP,  
 3 a Nevada Limited Partnership; NEVADA  
 4 CREDICO, INC., a Nevada Corporation d/b/a  
 5 QUANTUM COLLECTIONS; CENTENNIAL  
 6 PAIN RELIEF NETWORK, INC., a Nevada  
 7 Corporation d/b/a CENTENNIAL SPINE &  
 8 PAIN; MOUNTAIN REHABILITATION  
 9 SERVICES; MOIHARWIN DIVERSIFIED  
 10 CORPORATION, a Nevada Corporation d/b/a  
 11 VEGAS VALLEY COLLECTION SERVICE;  
 12 LAS VEGAS NEUROSURGERY  
 13 ORTHOPAEDICS AND REHABILITATION,  
 14 LLP, a Nevada Limited Liability Partnership;  
 15 DESERT ORTHOPAEDIC CENTER, LTD., a  
 16 Nevada Corporation; ORTHOPAEDIC MOTION,  
 17 INC., a Nevada Corporation; CANYON  
 18 MEDICAL BILLING, LLC, a Nevada Limited  
 19 Liability Company; MED-CARE SOLUTIONS,  
 20 LLC, a Nevada Limited Liability Company; NEW  
 21 CENTURY REHABILITATION, LLC, Nevada  
 22 Limited Liability Company d/b/a MATT SMITH  
 23 PHYSICAL THERAPY; SDMI LIMITED  
 24 PARTNERSHIP, a Nevada Limited Partnership  
 25 d/b/a STEINBERG DIAGNOSTICS; KEY  
 26 HEALTH MEDICAL SOLUTIONS, INC., a  
 27 California Corporation; RED ROCK  
 28 DIAGNOSTICS, a Nevada Limited Liability  
 Company; BRIAN A. LEMPER, D.O., a Nevada  
 Corporation; CARE REHAB AND  
 ORTHOPAEDIC PRODUCTS, INC., a Virginia  
 Corporation d/b/a/ PROGENIX; JOSEPH J.  
 SCHIFINI, M.D., LTD., a Nevada Corporation;  
 RADAR MEDICAL GROUP, LLP, a Nevada  
 Limited Liability Partnership; DIAGNOSTIC  
 IMAGING OF SOUTHERN NEVADA LIMITED  
 PARTNERSHIP, a Nevada Limited Partnership;  
 INSTITUTE OF ORTHOPAEDIC SURGERY,  
 LLC, a Nevada Limited Liability Company;  
 NEVADA ORTHOPAEDIC & SPINE CENTER,  
 LLP, a Nevada Limited Liability Partnership;  
 JEFFREY D. GROSS, M.D., INC., a California  
 Corporation d/b/a COMPREHENSIVE INJURY  
 INSTITUTE; OASIS WELLNESS CENTER,  
 LLC, a California Limited Liability Corporation;  
 PAIN INSTITUTE OF NEVADA, INC., Nevada  
 Corporation; JORGENSEN & KOKA, LLP, a  
 Nevada Limited Liability Partnership d/b/a

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1 PRIMARY CARE CONSULTANTS; CARDIO  
 2 VASCULAR PLUS, INC., a California  
 3 Corporation; NATIONWIDE CREDIT  
 4 RECOVERY, a California corporation; TOM  
 5 BROOKS LLC, a Nevada Limited Liability  
 6 Company d/b/a TOM BROOKS PHYSICAL  
 7 THERAPY & SPORTS MEDICINE; PRACTICE  
 8 ADMINISTRATIVE CONSULTANTS, a  
 9 California Corporation d/b/a COAST  
 10 RADIOLOGY AND IMAGING; DIOGENES  
 11 ANESTHESIA MEDICAL GROUP, INC., a  
 12 California Corporation; NATIONAL INTRA-  
 13 OPERATIVE MONITORING; PACIFIC  
 14 HOSPITAL OF LONG BEACH; JOJASO  
 15 MANAGEMENT, INC., a Nevada Corporation;  
 16 PROGRESSIVE MOTION, INC., a Nevada  
 17 Corporation; MEDICAL INVESTMENT, INC., a  
 18 Nevada Corporation d/b/a PURE MEDICAL  
 19 EQUIPMENT; VALLEY VIEW SURGERY  
 20 CENTER, LIMITED PARTNERSHIP, a Nevada  
 21 Limited Partnership d/b/a MEDICAL DISTRICT  
 22 SURGERY; MISSION HEALTHCARE  
 23 SERVICES, INC., a California Corporation; LAS  
 24 VEGAS RADIOLOGY, LLC, a Nevada Limited  
 25 Liability Company; MEDICAL STRATEGY  
 26 MANAGEMENT, INC., a Nevada Corporation;  
 27 LUKE R. WATSON, M.D., INC., a California  
 28 Corporation; WILSON-MCSHANE  
 CORPORATION, a Minnesota Corporation; ACS  
 RECOVERY SERVICES, INC., an Illinois  
 Corporation; HEALTH PLAN OF NEVADA,  
 INC., a Nevada Corporation; DOES I-V; and ROE  
 CORPORATIONS I-V;

Defendants.

WILSON-MCSHANE CORPORATION, a  
 Minnesota Corporation,

Counterplaintiff,

v.

GLEN LERNER INJURY ATTORNEYS, a  
 Nevada Corporation,

Counterdefendant.

1  
2  
3 WILSON-MCSHANE CORPORATION, a  
4 Minnesota Corporation,  
5 Third Party Plaintiff,  
6  
7 v.  
8 DINA HAMILTON, an individual  
9 Third Party Defendant.  
10

11 This matter comes before the Court on Third Party Plaintiff Wilson-McShane  
12 Corporation's ("Wilson") Motion for Extension of Time and Service by Publication. The current  
13 deadline for service of process is September 25, 2013. Wilson seeks an extension of the deadline  
14 to December 24, 2013, and leave for service by publication. Nevada Rule of Civil Procedure  
15 4(e)(1)(i) permits service by publication by court order if (1) the person cannot be found within  
16 the state, (2) a cause of action exists against that person, and (3) the person is a necessary or  
17 proper party to the action. Federal Rule of Civil Procedure 4(m) permits an extension of time for  
18 service upon a showing of good cause. The Court finds Wilson has diligently attempted to serve  
19 Defendant Dina Hamilton ("Hamilton"), a cause of action exists against Hamilton, and Hamilton  
20 is a proper party to the action. The Court also finds Wilson established good cause for an  
21 extension of time to permit service by publication.

22 Accordingly,

23 **IT IS HEREBY ORDERED** that Wilson's Motion for Extension of Time for Service of  
24 Process and for Service by Publication **GRANTED**.


25 **IT IS FURTHER ORDERED** that the summons shall be published at least once a week  
26 in the Nevada Legal News, for a total of four weeks.  
27  
28

1           **IT IS FURTHER ORDERED** that pursuant to Nevada Rule of Civil Procedure  
2 4(e)(1)(iii), a copy of the summons and complaint be mailed to 3624 Iverson Lane, North Las  
3 Vegas, Nevada 89032 via United States Postal Service First Class Mail.

4  
5           **IT IS FURTHER ORDERED** that service shall be deemed complete at the expiration of  
6 four weeks of publication in the Nevada Legal News or four weeks after mailing a copy of the  
7 complaint and summons to 3624 Iverson Lane, North Las Vegas, Nevada 89032, whichever event  
8 occurs later.

9  
10           **IT IS FURTHER ORDERED** that the deadline to serve is extended ninety (90) days,  
11 from September 25, 2013 to December 24, 2013.

12  
13           DATED this 5th day of August, 2013.

14   
15 GEORGE FOLEY, JR.  
16 United States Magistrate Judge

17 Submitted by:

18 BROWNSTEIN HYATT FARBER SCHRECK, LLP

19 /s/ Bryce C. Loveland

20 Adam P. Segal, Esq.

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